

Tribal Governments; Marc Nicole; and Impact on the Private Sector: Ralph Smith.

Estimate approved by: Paul N. Van de Water, Assistant Director for Budget Analysis. •

RIVER AND HARBOR ACT DEAUTHORIZATION

Mr. MCCAIN. Mr. President, I ask unanimous consent that the Senate now proceed to the consideration of calendar No 391, S. 1531.

The PRESIDING OFFICER (Mr. ALLARD). The clerk will report the bill. The bill clerk read as follows:

A bill (S. 1531) to deauthorize certain portions of the project for navigation, Bass Harbor, Maine.

The PRESIDING OFFICER. Is there objection to the immediate consideration of the bill?

There being no objection, the Senate proceeded to consider the bill.

Mr. MCCAIN. Mr. President, I ask unanimous consent that the bill be considered read a third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill appear at the appropriate place in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 1531) was considered read a third time and passed, as follows:

S. 1531

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. BASS HARBOR, MAINE.

(a) DEAUTHORIZATION.—The portions of the project for navigation, Bass Harbor, Maine, authorized on May 7, 1962, under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), that are described in subsection (b) are not authorized after the date of enactment of this Act.

(b) DESCRIPTION.—The portions of the project referred to in subsection (a) are described as follows:

(1) Beginning at a bend in the project, N149040.00, E538505.00, thence running easterly about 50.00 feet along the northern limit of the project to a point N149061.55, E538550.11, thence running southerly about 642.08 feet to a point, N148477.64, E538817.18, thence running southwesterly about 156.27 feet to a point on the westerly limit of the project, N148348.50, E538737.02, thence running northerly about 149.00 feet along the westerly limit of the project to a bend in the project, N148489.22, E538768.09, thence running northwesterly about 610.39 feet along the westerly limit of the project to the point of origin.

(2) Beginning at a point on the westerly limit of the project, N148118.55, E538689.05, thence running southeasterly about 91.92 feet to a point, N148041.43, E538739.07, thence running southerly about 65.00 feet to a point, N147977.86, E538725.51, thence running southwesterly about 91.92 feet to a point on the westerly limit of the project, N147927.84, E538648.39, thence running northerly about 195.00 feet along the westerly limit of the project to the point of origin.

WATER RESOURCES DEVELOPMENT ACT DEAUTHORIZATIONS

Mr. MCCAIN. Mr. President, I ask unanimous consent that the Senate

now proceed to the consideration of calendar No. 392, S. 1532.

The PRESIDING OFFICER. The clerk will report.

The bill clerk read as follows:

A bill (S. 1532) to amend the Water Resources Development Act of 1996 to deauthorize the remainder of the project at East Boothbay Harbor, Maine.

The PRESIDING OFFICER. Is there objection to the immediate consideration of the bill?

There being no objection, the Senate proceeded to consider the bill.

Mr. MCCAIN. Mr. President, I ask unanimous consent that the bill be considered read a third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill appear at the appropriate place in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 1532) was considered read a third time and passed, as follows:

S. 1532

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. DEAUTHORIZATION OF REMAINDER OF PROJECT AT EAST BOOTHBAY HARBOR, MAINE.

Section 364 of the Water Resources Development Act of 1996 (110 Stat. 3731) is amended by striking paragraph (9) and inserting the following:

“(9) EAST BOOTHBAY HARBOR, MAINE.—The project for navigation, East Boothbay Harbor, Maine, authorized by the first section of the Act entitled “An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved June 25, 1910 (36 Stat. 657).”.

Ms. SNOWE. Mr. President, I rise today to thank my colleagues for their support of my legislation, S. 1531 and S. 1532, introduced on behalf of the towns of Tremont and East Boothbay, Maine. S. 1531 deauthorizes certain portions of the navigational project for Bass Harbor, and S. 1532 deauthorizes the final portions of East Boothbay Harbor.

Bass Harbor has the greatest concentration of fishing boats on Mt. Desert Island and all mooring spaces are currently full, with a long waiting list to obtain future moorings. When the townspeople approached the U.S. Army Corps of Engineers to obtain a permit for expansion, they were told that no improvements could be made until the federal project area boundary was moved to the proper location by legislative action. I was happy to do this on their behalf. The Selectmen, Town Manager, and Harbor Committee will now be working with the Corps and the State in anticipation of having the harbor dredged, which last occurred in 1966, so that they may make space available for more and larger boats.

S. 1532 deauthorizes the remainder of the federal navigational project at Boothbay Harbor. The current marina owners purchased the former ship-building yard in East Boothbay in 1993 and have since turned it into a full

service marina. In the process of getting all the permits together for further economic development, the marina discovered that parts of the harbor, while no longer used as such, were still deemed a federal navigation project created back in 1913, when mine sweepers and other ships were being built there for World War I. Because part of the federal navigation project is still considered active, the Corps told the town that nothing could be done in the water until the entire area was deauthorized. My bill takes care of this final deauthorization, the rest of which was accomplished in the last reauthorization of Water Resources Development Act, but the coordinates were ultimately found to be inaccurate. This legislation, with the assistance of the Corps, addresses that small section still requiring deauthorization.

I am especially pleased for the towns of Tremont and East Boothbay, with whom I have worked in the long deauthorization process, so as to allow them to continue with much needed harbor development. I want to thank Senator CHAFFEE and his Environment and Public Works Committee for moving these bills out of committee and to the Senate floor. When passed by the House and signed into law, the bills will allow the towns to get on with much needed economic development in their harbors.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. MCCAIN. Mr. President, I ask unanimous consent that the Senate immediately proceed to executive session to consider the following nominations on the Executive Calendar: Nos. 643, 644, and 645. I further ask unanimous consent that the nominations be confirmed, the motions to reconsider be laid upon the table, the President be immediately notified of the Senate's action, and the Senate then return to legislative session.

Mr. President, for the benefit of colleagues, those executive calendar items, Nos. 643, 644, and 645, those nominations are Joseph Westphal, Assistant Secretary of the Army; Mahlon Apgar, IV, Assistant Secretary of the Army; and Hans Mark, Director of Defense Research and Engineering.

The PRESIDING OFFICER. Is there objection? Without objection, it is so ordered.

The nominations considered and confirmed en bloc are as follows:

DEPARTMENT OF DEFENSE

Joseph W. Westphal, of Virginia, to be an Assistant Secretary of the Army.

Mahlon Apgar, IV, of Maryland, to be an Assistant Secretary of the Army.

Hans Mark, of Texas, to be Director of Defense Research and Engineering.

LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will now return to legislative session.